

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Anthony R.M. COATES et al

Conf. No.: 9237

Appln. No.: 09/842,637

Group Art Unit: 1651

Filed: April 27, 2001

Examiner: Unknown

For: SCREENING PROCESS FOR ANTIBACTERIAL AGENTS

RESPONSE TO NOTICE TO FILE MISSING PARTS

O I P E  
C  
SEP 19 2001  
PATENT & TRADEMARK OFFICE

PTIN: APPLICATION BRANCH  
Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Part of Nonprovisional Application", dated June 21, 2001, for which a Petition for One-month Extension of Time, along with payment of the appropriate fee, is attached, making reply due on or before September 21, 2001, Applicants submit herewith the required Declaration properly executed by the inventors.

A check for the surcharge of \$65.00<sup>1/</sup> is attached.

The Assistant Commissioner is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,



Gordon Kit

Registration No. 30,764

SUGHRUE, MION, ZINN,  
MACPEAK & SEAS, PLLC  
2100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20037-3202  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860  
Date: September 19, 2001

<sup>1/</sup> Applicants are entitled to small entity status as evidenced by the Small Entity Status Declaration attached hereto.

PATENT APPLICATION

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REQUEST FOR REFUND

Assistant Commissioner  
of Patents  
Washington, D.C. 20231

Sir:

Applicants hereby respectfully requests a refund in the amount of \$355.00, for the above-identified application.

Specifically, on April 27, 2001, Applicant filed a Letter to Commissioner submitting a new application, along with payment of the statutory filing fee for large entity status (as evidenced by the date-stamped copy of the mailroom receipt and reconciled check no. 172828 attached hereto).

Applicant files simultaneously herewith an executed Small Entity Status Declaration in order to clearly establish Applicants' claim to small entity status.

Since the statutory filing fee paid was for large entity status, and Applicants are now considered to be small entity status, Applicant respectfully requests that the refund (in the

**REQUEST FOR REFUND**

**U.S. Appln. No. 09/842,637**

amount of \$355.00) be restored to Deposit Account No. 19-4880. A duplicate copy of this paper is attached for such purpose.

Respectfully submitted,

  
Gordon Kit  
Registration No. 30,764

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MACPEAK & SEAS, PLLC**  
2100 Pennsylvania Avenue, N.W.  
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Telephone: (202) 293-7060  
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Date: September 19, 2001

*Seected  
V760*

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT           | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|---------------------------------|------------------------|
| 09/842,637         | 04/27/2001          | Anthony Robert Milnes<br>Coates | Q-64007                |

O I P E  
SEP 19 2001  
SC171  
PATENT & TRADEMARK OFFICE  
SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC  
2100 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, DC 20037-3213

**CONFIRMATION NO. 9237****FORMALITIES LETTER**

\*OC00000006209981\*

Date Mailed: 06/21/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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*A copy of this notice **MUST** be returned with the reply.*

*KC*


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Customer Service Center  
Initial Patent Examination Division (703) 308-1202

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**

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